REMARKS

Reconsideration and allowance in view of the foregoing amendments and the following remarks are respectfully requested.

Claims 1, 4-7, and 10- 12 are objected to because of informalities. According to the examiner's indication, applicant corrected pertinent claims.

Claims 1, 6, 7, and 12 are rejected under 35 U,S,C, 112, first paragraph, as failing to comply with the enablement requirement. According to the examiner's indication, applicant explained how the band is woven to form a flat cylinder on page 6, lines 2-4, and how the warp can be both made of monofilament and multi-filament yarn on page 8, lines 10-14, and that it is another embodiment on page 8, lines 1 and 2 in the specification.

Claims 1-2 and 4-5 are rejected under 35 U.S.C. 102(b) as anticipated by or, in the alternative, under 35 U.S.C. 103(a) as obvious over Dean(4,107,371).

Applicant traverses the rejection for the following reasons.

It is submitted that Dean neither discloses nor suggests all of the features of independent claim 1.

With respect to claim 1, Applicant, first of all, submits that Dean fails to disclose or suggest the sweatband is woven with the monofilament yarn warp-way and two-ply multifilament yarn weft-way, and in a flat cylinder shape without the stitching portion as recited in claim 1,

as amended. Applicant submits that Dean discloses an open weave fabric is a multi-filament yarn in the warp direction and stiff monofilaments in parallel relationship in the filling direction. Applicant submits that an open weave fabric of Dean is clearly distinct from the sweatband woven in a flat cylinder shape without the stitching portion of the claimed invention.

Secondly, it is obvious that Dean fails to disclose or suggest the multifilament yarn weft-way has the shape of a coil like a spring, and has the feature of being twisted at regular intervals, as recited in claim 1, as amended. Applicant submits that Dean discloses a multi-filament yarn in the warp direction coated with a thermoplastic polymer sheath. Applicant submits that a multi-filament yarn in the warp direction coated with a thermoplastic polymer sheath of Dean is clearly distinct from the multifilament yarn weft-way has the shape of a coil like a spring, and has the feature of being twisted at regular intervals of the claimed invention.

Claims 2, 4 and 5 are dependent on Claim 1. Accordingly, claims 2, 4 and 5 are patentable for the reasons discussed above with respect to claims 1.

For all of the reasons above, claim 1 and its dependent claims 2, 4 and 5 are not anticipated by Dean under 35 U.S.C. § 102(b) and are patentable.

Claims 7-11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cho(6,115,844) in view of

Dean(4,107,371).

Applicant traverses the rejection for the following reasons.

First of all, as mentioned above, applicant submits that Dean fails to disclose or suggest the sweatband is woven with the monofilament yarn warp-way and two-ply multifilament yarn weft-way, and in a flat cylinder shape without the stitching portion and, fails to disclose or suggest the multifilament yarn weft-way has the shape of a coil like a spring, and has the feature of being twisted at regular intervals.

And it is submitted that Cho neither discloses nor suggests all of the features of independent claim 7.

With respect to claim 7, Applicant, first of all, submits that Cho fails to disclose or suggest the sweatband attached along the lower peripheral edge of the crown as recited in claim 7, as amended. Applicant submits that Cho discloses the auxiliary sweatband is cut to be a little longer than the length of the inner edge of the visor of the cap and to have diagonal surfaces of 45° at their ends. Applicant submits that the auxiliary sweatband of Cho is clearly distinct from the sweatband attached along the lower peripheral edge of the crown of the claimed invention.

Secondly, it is obvious that Cho fails to disclose or suggest the sweatband woven with the monofilament yarn warp-way and two-ply multifilament yarn weft-way to have a flat cylinder shape without the stitching portion and,

contains no polyurethane and, the multifilament yarn weft-way has the shape of a coil like a spring, and has the feature of being twisted at regular intervals as recited in claim 7, as amended. Applicant submits that Cho discloses the auxiliary sweatband comprised a plurality of the laminated normal non-woven fabric strips and, an unabsorbent non-woven fabric strip laminated at a back of the non-woven fabric strip coated with a hydrophobic resin and, a nylon woven fabric strip coated with a polyurethane resin and sewn with sewing threads on the laminated strips to surround the laminated strips except a front middle portion of the laminated stips.

Applicant submits that the auxiliary sweatband of Cho is clearly distinct from the sweatband of the claimed invention in the composition of the band.

Claims 8-11 are dependent on Claim 7. Accordingly, claims 2, 4 and 5 are patentable for the reasons discussed above with respect to claims 7.

For all of the reasons above, claim 7 and its dependent claims 8-11 are not anticipated by Cho in view of Dean under 35 U.S.C. § 103(a) and are patentable.

Claims 3 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dean(4,107,371) in view of Moretz et al.(5,471,683).

Applicant submits that claims 3 and 9 are canceled. All objections and rejections having been addressed, it is respectfully submitted that claim 1-7 are now in condition

for allowance and a notice to that effect is earnestly solicited.

Respectfully submitted,

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